

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q80018

In-pyo KANG, et al.

Appln. No.: 10/823,628

Group Art Unit: 2143

Confirmation No.: 4623

Examiner: Kishin G BELANI

Filed: April 14, 2004

For: METHOD AND DATA FORMAT FOR SYNCHRONIZING CONTENTS

**STATEMENT OF SUBSTANCE OF INTERVIEW**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on February 19, 2008:

Applicant thanks Examiner Kishin G. Belani for his time in conducting the courteous and productive telephonic interview on February 19, 2008 regarding the rejections to claims 32-38 under 35 U.S.C. § 101 as allegedly being directed to non-statutory subject matter.

To summarize this conversation, Applicant's representative inquired as to the Examiner's position regarding the subject matter of the claims. As indicated in the attached Examiner's Interview Summary (PTOL-413), the Examiner indicated that data structures per se are not patentable unless combined with the executable software code. Applicant's representative inquired about possible alternative claim language but no agreement was reached.

STATEMENT OF SUBSTANCE OF INTERVIEW  
Application No.: 10/823,628

Attorney Docket No.: Q80018

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

**It is believed that no petition or fee is required.** However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

/Logan J. Brown 58,290/  
Logan J. Brown  
Registration No. 58,290

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: April 24, 2008

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80018

In-pyo KANG, et al.

Appln. No.: 10/823,628

Group Art Unit: 2143

Confirmation No.: 4623

Examiner: Kishin G BELANI

Filed: April 14, 2004

For: METHOD AND DATA FORMAT FOR SYNCHRONIZING CONTENTS

EXCESS CLAIM FEE PAYMENT LETTER

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

An Amendment Under 37 C.F.R. § 1.111 is attached hereto for concurrent filing in the above-identified application. The resulting excess claim fee has been calculated as shown below:

	After Amendment		Highest No. Previously Paid For					
All Claims	<u>42</u>	-	<u>38</u>	=	<u>4</u>	X	<u>\$50.00</u>	= <u>\$200.00</u>
Independent	<u>3</u>	-	<u>3</u>	=	<u>0</u>	X	<u>\$210.00</u>	= <u>\$ .00</u>

**TOTAL** = **\$200.00**

The statutory fee of \$200.00 is being charged to Deposit Account No. 19-4880 via EFS Payment Screen. The USPTO is also directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Logan J. Brown 58,290/

Logan J. Brown

Registration No. 58,290

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: April 24, 2008